



Reprinted  
February 27, 2003

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## HOUSE BILL No. 1209

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DIGEST OF HB 1209 (Updated February 26, 2003 3:30 PM - DI 109)

**Citations Affected:** IC 20-12; noncode.

**Synopsis:** State educational institution credit agreements. Provides that: (1) an articulation agreement entered into by a regional campus of a state educational institution must be honored by the main campus and other regional campuses of the same state educational institution; and (2) a student may not be denied credits granted by a regional campus of a state educational institution under an articulation agreement if the student transfers to the main campus or another regional campus of the same state educational institution. Requires the statewide transfer and articulation committee to (1) develop and maintain a computerized interactive student accessible web based system of courses that are transferred between educational institutions and submit a report to the legislative council annually; (2) develop statewide transfer of credit agreements for courses that are most frequently taken by undergraduates; (3) develop statewide agreements under which Associates of Arts and Associate of Science programs articulate fully with related baccalaureate degree programs; and (4) publicize a master list of course transfer of credit and program articulation agreements.

**Effective:** July 1, 2003.

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### Herrell, Ulmer, Foley

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January 8, 2003, read first time and referred to Committee on Education.  
February 17, 2003, amended, reported — Do Pass.  
February 26, 2003, read second time, amended, ordered engrossed.

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HB 1209—LS 7543/DI 71+



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First Regular Session 113th General Assembly (2003)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2002 Regular or Special Session of the General Assembly.

## HOUSE BILL No. 1209

A BILL FOR AN ACT to amend the Indiana Code concerning education.

*Be it enacted by the General Assembly of the State of Indiana:*

1 SECTION 1. IC 20-12-0.5-1 IS AMENDED TO READ AS  
2 FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 1. As used in this  
3 chapter:

4 "Commission" refers to the commission for higher education.

5 **"Committee" refers to the committee on statewide transfer and**  
6 **articulation established by the commission under the transfer and**  
7 **articulation initiative, March 1, 2000.**

8 "State educational institution" means any university, college, or  
9 other educational institution, existing on or after March 29, 1971, in  
10 Indiana, for the purpose of providing programs of collegiate or  
11 university education or other postsecondary education and which is  
12 supported in whole or in part by appropriations made by the general  
13 assembly.

14 "Vocational education" means any postsecondary vocational,  
15 agricultural, occupational, manpower, employment, or technical  
16 training or retraining of less than a baccalaureate level that:

17 (1) is offered by a state educational institution; and

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(2) enhances an individual's career potential.

SECTION 2. IC 20-12-0.5-8 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 8. The commission shall have the following powers and duties:

(1) To develop, continually keep current, and implement a long range plan for postsecondary education. In developing this plan, the commission shall take into account the plans and interests of the state private institutions, anticipated enrollments in state postsecondary institutions, financial needs of students and other factors pertinent to the quality of educational opportunity available to the citizens of Indiana. The plan shall define the educational missions and the projected enrollments of the various state educational institutions.

(2) To consult with and make recommendations to the commission on vocational and technical education within the department of workforce development on all postsecondary vocational education programs. The commission shall biennially prepare a plan for implementing postsecondary vocational education programming after considering the long range state plan developed under IC 20-1-18.3-10. The commission shall submit this plan to the commission on vocational and technical education within the department of workforce development for its review and recommendations, and shall specifically report on how the plan addresses preparation for employment.

(3) To make recommendations to the general assembly and the governor concerning the long range plan, and prepare to submit drafts and proposed legislation needed to implement the plan. The commission may also make recommendations to the general assembly concerning the plan for postsecondary vocational education under subdivision (2).

(4) To review the legislative request budgets of all state educational institutions preceding each session of the general assembly and to make recommendations concerning appropriations and bonding authorizations to state educational institutions including public funds for financial aid to students by any state agency. The commission may review all programs of any state educational institution, regardless of the source of funding, and may make recommendations to the governing board of the institution, the governor, and the general assembly concerning the funding and the disposition of the programs. In making this review, the commission may request and shall receive, in such form as may reasonably be required, from all state educational

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institutions, complete information concerning all receipts and all expenditures.

(5) To submit to the commission on vocational and technical education within the department of workforce development for its review under IC 20-1-18.3-15 the legislative budget requests prepared by state educational institutions for state and federal funds for vocational education. These budget requests shall be prepared upon request of the budget director, shall cover the period determined by the budget director, and shall be made available to the commission within the department of workforce development before review by the budget committee.

(6) To make, or cause to be made, studies of the needs for various types of postsecondary education and to make recommendations to the general assembly and the governor concerning the organization of these programs. The commission shall make or cause to be made studies of the needs for various types of postsecondary vocational education and shall submit to the commission on vocational and technical education within the department of workforce development its findings in this regard.

(7) To approve or disapprove the establishment of any new branches, regional or other campuses, or extension centers or of any new college or school, or the offering on any campus of any additional associate, baccalaureate, or graduate degree, or of any additional program of two (2) semesters, or their equivalent in duration, leading to a certificate or other indication of accomplishment. After March 29, 1971, no state educational institution shall establish any new branch, regional campus, or extension center or any new or additional academic college, or school, or offer any new degree or certificate as defined in this subdivision without the approval of the commission or without specific authorization by the general assembly. Any state educational institution may enter into contractual agreements with governmental units or with business and industry for specific programs to be wholly supported by the governmental unit or business and industry without the approval of the commission.

(8) If so designated by the governor or the general assembly, to serve as the agency for the purposes of receiving or administering funds available for postsecondary education programs, projects, and facilities for any of the acts of the United States Congress where the acts of Congress require the state to designate such an agency or commission. However, this subdivision does not provide for the designation of the commission by the governor as

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the recipient of funds which may be provided by acts of the United States Congress, received by an agency, a board, or a commission designated by the general assembly.

(9) To designate and employ an executive officer and necessary employees, to designate their titles, and to fix the compensation in terms of the employment.

(10) To appoint appropriate advisory committees composed of representatives of state educational institutions, representatives of private colleges and universities, students, faculty, and other qualified persons.

(11) To employ all powers properly incident to or connected with any of the foregoing purposes, powers, or duties, including the power to adopt rules.

(12) To develop a definition for and report biennially to the:

(A) general assembly;

(B) governor; and

(C) commission on vocational and technical education within the department of workforce development;

on attrition and persistence rates by students enrolled in state vocational education.

**(13) To develop and maintain a computerized interactive student accessible web based system of courses and programs that are transferred between state educational institutions and submit a report to the legislative council not later than August 30 of each year on the status of the transfer of courses and programs. The report must include any changes made during the immediately preceding academic year.**

**(14) To direct the activities of the committee, including the activities set forth in subdivisions (15) and (16).**

**(15) To develop through the committee statewide transfer of credit agreements for courses that are most frequently taken by undergraduates.**

**(16) To develop through the committee statewide agreements under which associate of arts and associate of science programs articulate fully with related baccalaureate degree programs.**

**(17) To publicize by all appropriate means, including an Internet web site, a master list of course transfer of credit agreements and program articulation agreements.**

SECTION 3. [EFFECTIVE JULY 1, 2003] (a) Under IC 20-12-0.5-8, as amended by this act, the commission for higher education shall submit an annual report to the legislative council

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1 by August 30, 2003. The annual report that is submitted to the  
2 legislative council by August 30, 2003, must include a comparison  
3 of the transfer of courses and programs between state educational  
4 institutions for the 2001-2002 academic year with the transfer of  
5 courses and programs between those institutions for the 2002-2003  
6 academic year.

7 (b) This SECTION expires September 1, 2003.

8 SECTION 4. [EFFECTIVE JULY 1, 2003] (a) The commission for  
9 higher education shall complete the duties set forth in  
10 IC 20-12-0.5-8(13), IC 20-12-0.5-8(14), IC 20-12-0.5-8(15),  
11 IC 20-12-0.5-8(16), and IC 20-12-0.5-8(17), all as amended by this  
12 act, not later than August 30, 2005.

13 (b) This SECTION expires September 1, 2005.

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## COMMITTEE REPORT

Mr. Speaker: Your Committee on Education, to which was referred House Bill 1209, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, between the enacting clause and line 1, begin a new paragraph and insert:

"SECTION 1. IC 20-12-0.5-8 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 8. The commission shall have the following powers and duties:

- (1) To develop, continually keep current, and implement a long range plan for postsecondary education. In developing this plan, the commission shall take into account the plans and interests of the state private institutions, anticipated enrollments in state postsecondary institutions, financial needs of students and other factors pertinent to the quality of educational opportunity available to the citizens of Indiana. The plan shall define the educational missions and the projected enrollments of the various state educational institutions.
- (2) To consult with and make recommendations to the commission on vocational and technical education within the department of workforce development on all postsecondary vocational education programs. The commission shall biennially prepare a plan for implementing postsecondary vocational education programming after considering the long range state plan developed under IC 20-1-18.3-10. The commission shall submit this plan to the commission on vocational and technical education within the department of workforce development for its review and recommendations, and shall specifically report on how the plan addresses preparation for employment.
- (3) To make recommendations to the general assembly and the governor concerning the long range plan, and prepare to submit drafts and proposed legislation needed to implement the plan. The commission may also make recommendations to the general assembly concerning the plan for postsecondary vocational education under subdivision (2).
- (4) To review the legislative request budgets of all state educational institutions preceding each session of the general assembly and to make recommendations concerning appropriations and bonding authorizations to state educational institutions including public funds for financial aid to students by any state agency. The commission may review all programs of any

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state educational institution, regardless of the source of funding, and may make recommendations to the governing board of the institution, the governor, and the general assembly concerning the funding and the disposition of the programs. In making this review, the commission may request and shall receive, in such form as may reasonably be required, from all state educational institutions, complete information concerning all receipts and all expenditures.

(5) To submit to the commission on vocational and technical education within the department of workforce development for its review under IC 20-1-18.3-15 the legislative budget requests prepared by state educational institutions for state and federal funds for vocational education. These budget requests shall be prepared upon request of the budget director, shall cover the period determined by the budget director, and shall be made available to the commission within the department of workforce development before review by the budget committee.

(6) To make, or cause to be made, studies of the needs for various types of postsecondary education and to make recommendations to the general assembly and the governor concerning the organization of these programs. The commission shall make or cause to be made studies of the needs for various types of postsecondary vocational education and shall submit to the commission on vocational and technical education within the department of workforce development its findings in this regard.

(7) To approve or disapprove the establishment of any new branches, regional or other campuses, or extension centers or of any new college or school, or the offering on any campus of any additional associate, baccalaureate, or graduate degree, or of any additional program of two (2) semesters, or their equivalent in duration, leading to a certificate or other indication of accomplishment. After March 29, 1971, no state educational institution shall establish any new branch, regional campus, or extension center or any new or additional academic college, or school, or offer any new degree or certificate as defined in this subdivision without the approval of the commission or without specific authorization by the general assembly. Any state educational institution may enter into contractual agreements with governmental units or with business and industry for specific programs to be wholly supported by the governmental unit or business and industry without the approval of the commission.

(8) If so designated by the governor or the general assembly, to

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serve as the agency for the purposes of receiving or administering funds available for postsecondary education programs, projects, and facilities for any of the acts of the United States Congress where the acts of Congress require the state to designate such an agency or commission. However, this subdivision does not provide for the designation of the commission by the governor as the recipient of funds which may be provided by acts of the United States Congress, received by an agency, a board, or a commission designated by the general assembly.

(9) To designate and employ an executive officer and necessary employees, to designate their titles, and to fix the compensation in terms of the employment.

(10) To appoint appropriate advisory committees composed of representatives of state educational institutions, representatives of private colleges and universities, students, faculty, and other qualified persons.

(11) To employ all powers properly incident to or connected with any of the foregoing purposes, powers, or duties, including the power to adopt rules.

(12) To develop a definition for and report biennially to the:

(A) general assembly;

(B) governor; and

(C) commission on vocational and technical education within the department of workforce development;

on attrition and persistence rates by students enrolled in state vocational education.

**(13) To develop and maintain a computerized data base of courses and programs that are transferred between state educational institutions and submit a report to the legislative council not later than August 30 of each year on the status of the transfer of courses and programs. The report must include any changes made during the immediately preceding academic year.**

**(14) To develop statewide transfer of credit agreements for courses that are most frequently taken by undergraduates.**

**(15) To develop statewide agreements under which Associate of Arts and Associate of Science programs articulate fully with related baccalaureate degree programs.**

**(16) To publicize by all appropriate means, including an electronic web site, a master list of course transfer of credit and program articulation agreements."**

Page 1, line 6, after "institution" insert "(as defined in

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**IC 20-12-0.5-1)".**

Page 1, after line 14, begin a new paragraph and insert:

**"SECTION 3. [EFFECTIVE JULY 1, 2003] (a) Notwithstanding IC 20-12-0.5-8, as amended by this act, the commission for higher education is not required to submit an annual report to the legislative council by August 2003. However, the annual report that is submitted to the legislative council by August 2004 must include a comparison of the transfer of courses and programs between state educational institutions for the 2001-2002 academic year with the transfer of courses and programs between those institutions for the 2002-2003 academic year.**

**(b) This SECTION expires September 1, 2004.**

**SECTION 4. [EFFECTIVE JULY 1, 2003] (a) The commission for higher education shall complete the duties described in IC 20-12-0.5-8(13), IC 20-12-0.5-8(14), IC 20-12-0.5-8(15), and IC 20-12-0.5-8(16), all as amended by this act, not later than August 30, 2005.**

**(b) This SECTION expires December 31 2005."**

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1209 as introduced.)

PORTER, Chair

Committee Vote: yeas 8, nays 1.

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HOUSE MOTION

Mr. Speaker: I move that House Bill 1209 be amended to read as follows:

Delete everything after the enacting clause and insert the following:

(SEE TEXT OF BILL)

(Reference is to HB 1209 as printed February 18, 2003.)

HERRELL

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